ESTTA Tracking number:

ESTTA439735 11/07/2011

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201017
Party	Plaintiff Horizon U.A.E. FZCO
Correspondence Address	ASHLEY H ZITO JONES DAY 901 LAKESIDE AVENUE CLEVELAND, OH 44114-1190 UNITED STATES tfraelich@JonesDay.com, azito@jonesday.com, pcyngier@jonesday.com
Submission	Withdrawal of Opposition
Filer's Name	Timothy P. Fraelich
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Signature	/Timothy P. Fraelich/
Date	11/07/2011
Attachments	Withdrawal of Opposition - 91201017 Horizon U.A.E. FZCO v. Attila Bakonyi- Kiss 11-7-11.pdf ( 2 pages )(12132 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

U.S. Trademark Application No. 79/082,490 For the Mark ABC DIET SYSTEM Published in the Official Gazette on April 5, 2011
HORIZON U.A.E. FZCO,

Opposer,

In the matter of

v. Opposition No. 91201017

ATTILA BAKONYI-KISS,

Applicant.

## WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE

Pursuant to TBMP § 601.01 and 37 CFR § 2.106(c), Opposer, Horizon U.A.E. FZCO, hereby withdraws the above-captioned opposition proceeding without prejudice.

Dated this  $7^{\text{th}}$  day of November, 2011.

Respectfully submitted,

By: /s/ Timothy P. Fraelich

Timothy P. Fraelich JONES DAY 901 Lakeside Avenue Cleveland, Ohio 44114-1190 (216) 586-3939 (phone) (216) 579-0212 (fax) tfraelich@jonesday.com

Attorney for Opposer Horizon U.A.E. FZCO

## **CERTIFICATE OF SERVICE**

A copy of the foregoing was served on this 7<sup>th</sup> day of November, 2011, via first-class mail upon the Attorney of Record for Applicant:

Mark I. Peroff, Esq. Hiscock & Barclay LLP 44th Floor Seven Times Square New York, New York 10036 mperoff@hblaw.com

A courtesy copy was also sent via email to mperoff@hblaw.com and an additional copy was sent via email to Dr. Katalin Szamosi via email at Szamosi@sbgk.hu.

/s/ Timothy P. Fraelich Attorney for Opposer